IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPLICATION NO.3722 OF 2004

Dinesh Kumar Gangaram Pandey ...Applicant

Versus

State of Maharashtra ...Respondent

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Mrs.Mallika A.Ingale for Applicant.

Mr.K.V.Saste, A.P.P. for Respondent.

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**CORAM: A.M.KHANWILKAR, J.**

**SEPTEMBER 6, 2004.**

**P.C.**

1. Learned A.P.P. fairly submits that instead of entertaining the grievance of the applicant before this Court, the appropriate course is, to require the applicant to appear before the Trial Court with a proper application for cancellation of non-bailable warrant issued against him.

2. In the circumstances, this Application is

disposed of with liberty to the applicant to make necessary application before the Trial Court within ten days from today.

3. Till such time, the non-bailable warrant issued by the Court below, shall not be given effect to. It is, however, made clear that if the applicant fails to make application before the Trial Court within ten days from today and seek appropriate orders thereof, it will be open to the police authorities to give effect to the non-bailable warrant already issued.

4. Application disposed of in the above terms.

5. All concerned to act on the ordinary copy of this order, duly authenticated by the Office.

A.M.KHANWILKAR, J.